



उल्लंघन पत्र

Jabalpur, dated: 24/04/2023

सेवा मे,

Shri V Karthikeyan (Nominated Owner)
 M/s Dalmia Cement (Bharat) Limited
 Floor - 2, C-001/A2, Sector 16B, Noida
 Uttar Pradesh-201301
 Email- v.karthikeyan@dalmiacement.com

विषय – म0प्र0 राज्य के Satna जिले मे स्थित आपकी Pagra-Jhiriya Limestone Mine, (क्षेत्रफल- 395.965 हे0) में खनिज संरक्षण एव विकास नियमावली, 2017 के नियमों का उल्लंघन। (Mine Code-38MPR35352)

महोदय,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during the inspection by undersigned on 17.03.2023 in presence of Shri Dinesh Dixit, GM (Mines) & Shri M.K. Sen (Mine Manager) detailed as below-:

नियम स.	पाए गए उल्लंघन की विस्तृत प्रकृति																				
Rule 11 (1)	<p>According to this rule-No holder of a mining lease shall commence or carry out mining operation in any area except in accordance with the mining plan approved, modified or reviewed by the Indian Bureau of Mines;</p> <p>The Review of Mining Plan of above mentioned mine was approved vide this office letter No-MP/Satna/Limestone/RMP-26/2019-20 dated 23.01.2020 for the proposals period from 2020-21 to 2024-25 and following deviations/violations have been observed during mine inspection in accordance with approved proposals of ROMP-</p> <p>i) During approved plan period from 2021-22 to 2022-23 the production of Limestone were proposed in following manner</p> <table border="1"> <thead> <tr> <th>Year</th> <th>Production proposed (In Tonnes)</th> <th>Production Achieved (In Tonnes)</th> <th>Deviations/ Excess production %</th> </tr> <tr> <td></td> <td>Limestone</td> <td>Limestone</td> <td></td> </tr> </thead> <tbody> <tr> <td>2021-22</td> <td>200000</td> <td>1095.00</td> <td>99.45% Less</td> </tr> <tr> <td>2022-23</td> <td>650000</td> <td>760.00</td> <td>99.88% Less</td> </tr> <tr> <td>Total</td> <td>850000</td> <td>1855.00</td> <td></td> </tr> </tbody> </table> <p>From the above illustration, it is clearly indicating that very less production of Limestone has been carried out against approved year wise proposals which attract the violation of aforesaid rule.</p>	Year	Production proposed (In Tonnes)	Production Achieved (In Tonnes)	Deviations/ Excess production %		Limestone	Limestone		2021-22	200000	1095.00	99.45% Less	2022-23	650000	760.00	99.88% Less	Total	850000	1855.00	
Year	Production proposed (In Tonnes)	Production Achieved (In Tonnes)	Deviations/ Excess production %																		
	Limestone	Limestone																			
2021-22	200000	1095.00	99.45% Less																		
2022-23	650000	760.00	99.88% Less																		
Total	850000	1855.00																			
Rule 27(2)	<p>The Mineral Conservation & Development (Amendment) Rules, 2021 Notified by Gazette of India, Notification date 03/11/2021. As per Rule 27(1)(i) of Mineral Conservation & Development (Amendment) Rules, 2021, which is for financial assurance the following provisions have been made in the rule which is reproduced as:</p> <p>(i) for the words and letters “three lakh rupees for Category „A” mines and two lakh rupees for Category “B” mines”, the words and letters “five lakh rupees for Category “A” mines and three lakh rupees for Category „B” mines” shall be substituted;</p> <p>Provided that the minimum amount of financial assurance to be furnished under sub-rule (1), shall be ten lakh rupees for Category ‘A’ mines and five lakh rupees for Category ‘B’ mines:</p> <p>Provided further that where financial assurance has already been furnished before the commencement of these rules, an amount equal to the difference between the financial assurance due as on the date of notification of these rules and the financial assurance already furnished, shall be furnished to the authorized officer, as the case may be, within a period of ninety days from the date of notification of these rules:</p> <p>Therefore, additional/difference of Financial assurance for Rs 93,32,000 /- (Rupees-Ninety Three Lakhs and thirty two thousand only) by considering the total net area of 46.66 Hectares is required to be submitted. (Financial assurance of Rs-1,39,98,000 already submitted in last ROMP approved on dtd 23.01.2020)</p>																				

Rule 31(4)	<p><i>The plans and sections required under these rules shall be maintained up to date within three months in case of category 'A' mines as referred to in clause (a) of sub-rule (2) of rule 55, and within twelve months in case category 'B' mine</i></p> <p>The plans & sections were not found updated and maintained at mines site office.</p>
------------	--

02. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR-2017.
03. Non-compliance of the rule 11(1) of MCDR, 2017 may lead to suspension of mining operations under the provisions of rule 11(2) of Mineral Conservation and Development Rules, 2017.
04. You are advised to rectify the above violations immediately and intimate the position to this office within 45 (Forty-Five) days from the date of issue of this letter.

भवदीय,

संजय म. गिरहे
 क्षेत्रीय खनन भूविज्ञानी
 कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि सूचनार्थ हेतु प्रेषित :

1. The Director of Geology & Mining, Govt .of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal (M.P).
2. The District Collector, Satna (M.P.)
3. The Controller of Mines (CZ), IBM, Nagpur.

संजय म. गिरहे
 क्षेत्रीय खनन भूविज्ञानी
 कृते क्षेत्रीय खान नियंत्रक